



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Bender, et al.
For : INTEGRATED ENGINE WELDER
AND ELECTRIC COMPRESSOR
Serial No. : 10/758,641
Filed : January 15, 2004
Examiner : Kevin P. Kerns
Group Art Unit : 1725
Our Docket : LEEE 2 00356

TERMINAL DISCLAIMER

Petitioner, Lincoln Global, Inc., a corporation of the state of Delaware, having a place of business at 1200 Monterey Pass Road, Monterey Park, California 91754, represents that it is the owner of 100 percent interest in the above-identified patent/patent application.

Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified patent application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154 to 156 and 173, as presently shortened by any terminal disclaimer, of any patent granted on pending United States Application Serial No. 10/390,436. Petitioner hereby agrees that any patent granted on the above-identified patent application shall be enforceable only for and during such period that it and any patent granted on the pending patent application are commonly owned. This agreement runs with any patent granted on the above-identified patent application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the above-identified patent application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 to 156 and 173 of any patent granted on the pending application, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent

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